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| TO: | Mail Stop AMEEDMENT Mr. L. Casaregola, Art Unit 3746 | FROM: | ADAM J. CERMAK Cermak & Kenealy LLP |
| FAX: | 703.872.9306 | REF. NO: | 003-122 |
| VOICE: | 703.308.1027 | PAGES | 8 (incl. this sheet) |
| App. No.: | 10/808,487 | DATE: | 10 December 2004 |

The undersigned hereby certifies that the following document(s) is (are) being transmitted by telefacsimile to the United States Patent and Trademark Office at the above "FAX" number, on the above DATE:

- 1) This facsimile Certification cover sheet (1 pg)
- 2) Amendment Transmittal Letter (1 pg)
- 3) Amendment and Response under 37 C.F.R. § 1.111 (5 pp)
- 4) Marked-up sheet of drawings (1 pg)



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10 December 2004

Atty. Ref. No. 003-122

In re application of: Hans Ulrich FRUTSCHI et al.
 Application. No.: 10/808,487
 Filing Date: 25 March 2004
 Title: Method for the Operation of a Power Plant

Mail Stop Amendment
 Commissioner for Patents
 P.O. Box 1450
 Alexandria, Virginia 22313-1450

☒ Via Facsimile to: 703.872.9306

Sir:

Transmitted herewith is a(n) Amendment and Response under 37 C.F.R. § 1.111 in the above-identified application.

- ☐ Small entity status of this application under 37 C.F.R. §§ 1.9 and 1.27 has been established by a verified statement previously submitted or a claim previously made.
☐ Small entity status under 37 C.F.R. §§ 1.9 and 1.27 is claimed.
☒ No additional fee is required, as calculated below.
☐ A fee is required, as calculated below:

| | (Col. 1) | | (Col. 2) | (Col. 3) |
|--|---|-------|--|--------------|
| | <i>Claims Remaining After Amendment</i> | | <i>Highest No. Previously Paid For</i> | <i>Extra</i> |
| Total | 10 | minus | 20 | 0 |
| Indep. | 1 | minus | 3 | 0 |
| <input type="checkbox"/> First Presentation of Multiple Dependent Claims | | | | |

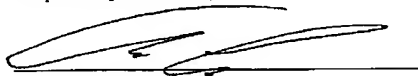
| SMALL ENTITY | | or | LARGE ENTITY | |
|--------------|------------|----|--------------|---------------|
| <i>Rate</i> | <i>Fee</i> | | <i>Rate</i> | <i>Fee</i> |
| x \$25 = | \$ | or | x \$50 = | \$0.00 |
| x \$100 = | \$ | or | x \$200 = | \$0.00 |
| + \$180 = | \$ | or | + \$360 = | \$0.00 |
| Total | \$ | or | Total | \$0.00 |

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☐ A check in the amount of \$ _____ is enclosed, including to cover any extension of time fee.
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☐ the credit account identified in the attached PTO-2038.
☒ Any filing fees under 37 C.F.R. § 1.16 for the presentation of extra claims.
☒ Any patent application processing fees under 37 C.F.R. § 1.17.

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Respectfully submitted,


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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Hans Ulrich FRUTSCHI et al.

Art Unit: 3746

Application No.: 10/808,487

Examiner: Casaregola, Louis J.

Filing Date: 25 March 2004

Attorney Ref. No.: 003-122

For: Method for the Operation of a Power Plant

Via Fax: 703.872.9306

AMENDMENT AND RESPONSE UNDER 37 C.F.R. § 1.111

Mail Stop AMENDMENT
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

In response to the Office Action dated 10 September 2004, which set a three-month shortened statutory period of response thereto, please amend the above-captioned patent application as follows.

IN THE CLAIMS:

Kindly rewrite Claims 1-10 as follows: